



# Federal Register

---

**6-10-10**

**Vol. 75 No. 111**

**Thursday**

**June 10, 2010**

**Pages 32841-33158**



The **FEDERAL REGISTER** (ISSN 0097-6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see [www.federalregister.gov](http://www.federalregister.gov).

The seal of the National Archives and Records Administration authenticates the **Federal Register** as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the **Federal Register** shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge as one of the databases on GPO Access, a service of the U.S. Government Printing Office.

The online edition of the **Federal Register**, [www.gpoaccess.gov/nara](http://www.gpoaccess.gov/nara), available through GPO Access, is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

For more information about GPO Access, contact the GPO Access User Support Team, call toll free 1-888-293-6498; DC area 202-512-1530; fax at 202-512-1262; or via e-mail at [gpoaccess@gpo.gov](mailto:gpoaccess@gpo.gov). The Support Team is available between 7:00 a.m. and 9:00 p.m. Eastern Time, Monday–Friday, except official holidays.

The annual subscription price for the **Federal Register** paper edition is \$749 plus postage, or \$808, plus postage, for a combined **Federal Register**, **Federal Register** Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the **Federal Register** including the **Federal Register** Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily **Federal Register**, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: U.S. Government Printing Office—New Orders, P.O. Box 979050, St. Louis, MO 63197-9000; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see [bookstore.gpo.gov](http://bookstore.gpo.gov).

There are no restrictions on the republication of material appearing in the **Federal Register**.

**How To Cite This Publication:** Use the volume number and the page number. Example: 75 FR 12345.

**Postmaster:** Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington, DC 20402, along with the entire mailing label from the last issue received.

## SUBSCRIPTIONS AND COPIES

### PUBLIC

#### Subscriptions:

Paper or fiche 202-512-1800  
Assistance with public subscriptions 202-512-1806

**General online information** 202-512-1530; 1-888-293-6498

#### Single copies/back copies:

Paper or fiche 202-512-1800  
Assistance with public single copies 1-866-512-1800  
(Toll-Free)

### FEDERAL AGENCIES

#### Subscriptions:

Paper or fiche 202-741-6005  
Assistance with Federal agency subscriptions 202-741-6005

### FEDERAL REGISTER WORKSHOP

#### THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

**FOR:** Any person who uses the Federal Register and Code of Federal Regulations.

**WHO:** Sponsored by the Office of the Federal Register.

**WHAT:** Free public briefings (approximately 3 hours) to present:

1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
2. The relationship between the Federal Register and Code of Federal Regulations.
3. The important elements of typical Federal Register documents.
4. An introduction to the finding aids of the FR/CFR system.

**WHY:** To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

**WHEN:** Tuesday, July 13, 2010  
9 a.m.–12:30 p.m.

**WHERE:** Office of the Federal Register  
Conference Room, Suite 700  
800 North Capitol Street, NW.  
Washington, DC 20002

**RESERVATIONS:** (202) 741-6008



# Contents

## Federal Register

Vol. 75, No. 111

Thursday, June 10, 2010

### Agriculture Department

*See* Animal and Plant Health Inspection Service

### Animal and Plant Health Inspection Service

#### NOTICES

Availability of Pest Risk Analysis:

Importation of Sweet Limes From Mexico Into the  
Continental United States, 32900–32901

Determination of Pest-Free Areas in the Republic of Chile,  
32901

### Army Department

*See* Engineers Corps

### Centers for Medicare & Medicaid Services

#### RULES

Medicare Program:

Policy and Technical Changes to Medicare Advantage  
and Medicare Prescription Drug Benefit Programs;  
Corrections, 32858–32860

### Coast Guard

#### RULES

Drawbridge Operation Regulations:

Between Tacony, PA and Palmyra, NJ, 32854

Delaware River, Between Bristol, PA and Burlington, NJ,  
32854–32855

Navy River Swim Special Local Regulations:

Lower Mississippi River, Walls, MS, 32852–32854

Safety Zones:

Pierce County, WA, Department of Emergency

Management, Regional Water Exercise, 32855–32857

#### PROPOSED RULES

Special Local Regulations for Marine Events:

Patuxent River, Solomons, MD, 32866–32869

### Commerce Department

*See* Economic Development Administration

*See* International Trade Administration

*See* National Oceanic and Atmospheric Administration

### Copyright Office, Library of Congress

#### RULES

Adjustment of Royalty Fee for Cable Compulsory License;

CFR Correction, 32857

### Defense Department

*See* Engineers Corps

#### NOTICES

Privacy Act; Systems of Records, 32915–32919

### Economic Development Administration

#### NOTICES

Meetings:

i6 Challenge Under EDA's Economic Adjustment  
Assistance Program, 32911

### Education Department

#### RULES

Academic Competitiveness Grant and National Science and  
Mathematics Access To Retain Talent Grant Programs:

CFR Correction, 32857

State Vocational Rehabilitation Services Program; CFR  
Correction, 32857

### Election Assistance Commission

#### NOTICES

Publication of State Plan Pursuant to the Help America  
Vote Act, 32920–32929

### Employee Benefits Security Administration

#### RULES

Final Rule Relating to Time and Order of Issuance of  
Domestic Relations Orders, 32846–32852

### Energy Department

*See* Federal Energy Regulatory Commission

*See* Southwestern Power Administration

*See* Western Area Power Administration

#### NOTICES

Meetings:

Environmental Management Site-Specific Advisory  
Board, Nevada, 32930

Environmental Management Site-Specific Advisory  
Board, Portsmouth, 32930

### Engineers Corps

#### NOTICES

Environmental Impact Statements; Availability, etc.:

Northwest Aggregates' Previously Authorized

Replacement of an Existing Barge Loading Facility,  
etc.; Maury Island, King County, WA, 32919–32920

### Environmental Protection Agency

#### RULES

Approval and Promulgation of Air Quality Implementation  
Plans:

Control of Nitrogen Oxide Emissions From Industrial  
Boilers and Process Heaters at Petroleum Refineries;  
Delaware, 32858

Revision to Clean Air Interstate Rule Sulfur Dioxide  
Trading Program; Virginia, 32857

### Executive Office of the President

*See* Presidential Documents

### Federal Aviation Administration

#### PROPOSED RULES

Airworthiness Directives:

Pilatus Aircraft Ltd. Model PC-12/47E Airplanes, 32863–  
32865

Revision of Class E Airspace:

Unalakleet, AK, 32865–32866

#### NOTICES

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals:

Certification of Airmen for the Operation of Light-Sport  
Aircraft, 32982–32983

Orders Limiting Scheduled Operations:

John F. Kennedy International Airport and Newark  
Liberty International Airport, 32987

Petitions for Exemption:

Summary of Petition Received, 32987–32988

Waiver of the Terms of the Order Limiting Scheduled  
Operations at LaGuardia Airport, 32988–32989

**Federal Emergency Management Agency****NOTICES**

Environmental Impact Statements; Availability, etc.:  
Hazardous Fire Risk Reduction, East Bay Hills, CA,  
32960–32961

**Federal Energy Regulatory Commission****NOTICES**

Combined Filings, 32930–32940

**Federal Motor Carrier Safety Administration****RULES**

Hours-of-Service Requirements:  
Preparation of Drivers' Record of Duty Status to  
Document Compliance, 32860–32862

**NOTICES**

Commercial Drivers License Standards; Exemption, 32983–  
32984

Hours of Service Regulations:

Policy on Retention of Supporting Documents and Use of  
Electronic Mobile Communication/Tracking  
Technology, etc., 32984–32987

**Federal Railroad Administration****NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 32981–32982

**Fish and Wildlife Service****PROPOSED RULES**

Endangered and Threatened Wildlife and Plants:  
90-Day Finding on a Petition To List a Distinct  
Population Segment of the Gray Wolf; etc., 32869–  
32872

Financial Assistance:

Wildlife Restoration, Sport Fish Restoration, Hunter  
Education and Safety, 32877–32899

Supplemental Proposals for Migratory Game Bird Hunting  
Regulations; etc

Hunting Season; Migratory Bird Hunting, 32872–32877

**Food and Drug Administration****NOTICES**

1997 Food and Drug Administration Modernization Act:  
Modifications to List of Recognized Standards,  
Recognition List (Number 024), 32943–32947

Determination of Regulatory Review Period for Purposes of  
Patent Extension:

PROMACTA, 32951–32952

Draft Guidance for Industry and Food and Drug  
Administration Staff:

Harmful and Potentially Harmful Constituents in Tobacco  
Products as Used in Section 904(e) of the Federal  
Food, Drug, and Cosmetic Act, 32952–32953

Guidance for Industry and Food and Drug Administration  
Staff:

Use of Light, Mild, Low, or Similar Descriptors in the  
Label, Labeling, or Advertising of Tobacco Products;  
Availability, 32953–32954

**General Services Administration****RULES**

General Services Administration Acquisition Regulation:  
Rewrite of GSAR Part 505, Publicizing Contract Actions,  
32860

**Health and Human Services Department**

See Centers for Medicare & Medicaid Services

See Food and Drug Administration

See National Institutes of Health

See Substance Abuse and Mental Health Services  
Administration

**NOTICES**

Availability of the Biennial Progress Report:

Interagency Coordinating Committee on the Validation of  
Alternative Methods, 32942

**Homeland Security Department**

See Coast Guard

See Federal Emergency Management Agency

See U.S. Customs and Border Protection

**Interior Department**

See Fish and Wildlife Service

See Land Management Bureau

See National Park Service

**Internal Revenue Service****NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 32989–32991

**International Trade Administration****NOTICES**

Consolidated Decisions on Applications for Duty-Free Entry  
of Electron Microscopes:

Colorado State University, et al., 32901–32902

Final Affirmative Countervailing Duty Determination:  
Wire Decking from the People's Republic of China,  
32902–32905

Final Determination of Sales at Less Than Fair Value:  
Wire Decking from the People's Republic of China,  
32905–32910

Final Results of Expedited Sunset Review:  
Certain Tissue Paper Products from the People's Republic  
of China, 32910–32911

Preliminary Results of Antidumping Duty Administrative  
Review:

Circular Welded Carbon Steel Pipes and Tubes from  
Taiwan, 32911–32914

Rescission of Antidumping Duty Administrative Review:  
Certain Frozen Warmwater Shrimp from Brazil, 32915

**International Trade Commission****NOTICES**

Commission Determinations Not to Review Initial  
Determinations, etc.:

Certain Inkjet Ink Supplies and Components Thereof,  
32971

**Labor Department**

See Employee Benefits Security Administration

**NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals:

Attestation by Employers using Alien Crewmembers for  
Longshore Activities at U.S. Ports; Extension, 32971–  
32972

**Land Management Bureau****NOTICES**

Environmental Impact Statements; Availability, etc.:

Draft Resource Management Plan for the Taos Field  
Office, New Mexico, 32963–32968

Intent to Prepare a Resource Management Plan for the  
Carlsbad Field Office, New Mexico, 32962–32963

**Final Supplementary Rules:**

Public Land Administered by the Bureau of Land  
Management in Colorado, 32968–32971

**Library of Congress**

See Copyright Office, Library of Congress

**National Institutes of Health****NOTICES****Meetings:**

Center for Scientific Review, 32955–32959  
Eunice Kennedy Shriver National Institute of Child  
Health and Human Development, 32957, 32959  
National Cancer Institute, 32957  
National Human Genome Research Institute, 32957  
National Institute of Mental Health, 32959  
National Institute on Aging, 32954, 32958

**National Oceanic and Atmospheric Administration****PROPOSED RULES****Fisheries off West Coast States:**

Pacific Coast Groundfish Fishery Management Plan;  
Amendments 20 and 21; Trawl Rationalization  
Program, 32994–33098

**National Park Service****NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 32961–32962

**Nuclear Regulatory Commission****NOTICES****Final Staff Guidance:**

Physical Security Hardware Inspections, Tests, Analyses,  
and Acceptance Criteria, 32972

**Personnel Management Office****NOTICES**

Federal Employees Health Benefits Program:  
Medically Underserved Areas for 2011, 32972–32973

**Presidential Documents****ADMINISTRATIVE ORDERS**

Belarus; Continuation of National Emergency (Notice of  
June 8, 2010), 32841–32842  
Western Balkans; Continuation of National Emergency  
(Notice of June 8, 2010), 32843

**Securities and Exchange Commission****RULES**

Amendment to Municipal Securities Disclosure, 33100–  
33157

**NOTICES**

Self-Regulatory Organizations; Proposed Rule Changes:  
International Securities Exchange, LLC, 32977–32978  
New York Stock Exchange LLC, 32978–32980  
NYSE Amex LLC, 32975–32976

**Small Business Administration****NOTICES**

Entrepreneurial Mentoring and Education, 32973–32975

**Social Security Administration****RULES**

Consultative Examination—Annual Onsite Review of  
Medical Providers, 32845–32846

**Southwestern Power Administration****NOTICES**

Request for Proposals for New or Upgraded Transmission  
Line Projects, 32940–32942

**State Department****NOTICES**

Culturally Significant Objects Imported for Exhibition

**Determinations:**

Olmec: Masterworks of Ancient Mexico, 32980–32981  
Ringo Starr's Snare Drum, 32980

Determination under Foreign Assistance Act and  
Department of State, Foreign Operations, and Related  
Programs Appropriations Acts, 32981

**Substance Abuse and Mental Health Services  
Administration****NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals, 32947–32950

Current List of Laboratories Which Meet Minimum  
Standards To Engage in Urine Drug Testing for Federal  
Agencies, 32950–32951

**Transportation Department**

See Federal Aviation Administration

See Federal Motor Carrier Safety Administration

See Federal Railroad Administration

**Treasury Department**

See Internal Revenue Service

**U.S. Customs and Border Protection****NOTICES**

Agency Information Collection Activities; Proposals,  
Submissions, and Approvals:

United States-Caribbean Basin Trade Partnership Act,  
32959–32960

**Western Area Power Administration****NOTICES**

Request for Proposals for New or Upgraded Transmission  
Line Projects, 32940–32942

**Separate Parts In This Issue****Part II**

Commerce Department, National Oceanic and Atmospheric  
Administration, 32994–33098

**Part III**

Securities and Exchange Commission, 33100–33157

**Reader Aids**

Consult the Reader Aids section at the end of this page for  
phone numbers, online resources, finding aids, reminders,  
and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents  
LISTSERV electronic mailing list, go to <http://listerv.access.gpo.gov> and select Online mailing list  
archives, FEDREGTOC-L, Join or leave the list (or change  
settings); then follow the instructions.

**CFR PARTS AFFECTED IN THIS ISSUE**

---

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

**3 CFR****Administrative Orders:****Notices:**

Notice of June 8,  
2010 .....32841  
Notice of June 8,  
2010 .....32843

**14 CFR****Proposed Rules:**

39 .....32863  
71 .....32865

**15 CFR****Proposed Rules:**

902 .....32994

**17 CFR**

240 .....33100  
241 .....33100

**20 CFR**

404 .....32845  
416 .....32845

**29 CFR**

2530 .....32846

**33 CFR**

100 .....32852  
117 (2 documents) .....32854  
165 .....32855

**Proposed Rules:**

100 .....32866

**34 CFR**

361 .....32857  
691 .....32857

**37 CFR**

256 .....32857

**40 CFR**

52 (2 documents) .....32857,  
32858

**42 CFR**

417 .....32858  
422 .....32858  
423 .....32858  
480 .....32858

**48 CFR**

505 .....32860

**49 CFR**

390 .....32860  
395 .....32860

**50 CFR****Proposed Rules:**

17 .....32869  
20 .....32872  
80 .....32877  
660 .....32994